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Attorneys for Defendant BlendJet Inc.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

BLENDTEC INC., a Utah corporation,

Plaintiff,

vs.

BLENDJET INC., a Delaware corporation,

Defendant.

**STIPULATED MOTION TO AMEND
SCHEDULING ORDER**

Civil No. 2:21-cv-00668-TC-DBP

Judge Tena Campbell

Magistrate Judge Dustin B. Pead

Pursuant to the Court's Order Granting Stipulated Motion to Stay Memorandum Decision and Order Dated November 15, 2023, Fed. R. Civ. P. 16(b)(4), and for good cause, Plaintiff Blendtec Inc. ("Blendtec") and defendant BlendJet, Inc. ("BlendJet"), through counsel, hereby stipulate and jointly move the Court to modify the Court's November 29, 2022 Third Amended Scheduling Order (ECF No. 90). Contemporaneously herewith, the parties are filing a copy of the Proposed Fourth Amended Scheduling Order.

The parties hereby stipulate and jointly move the Court to amend all remaining deadlines in the Scheduling Order as follows:

Date per Third Amended Scheduling Order (ECF 90)	Stipulated New Date	Event
June 13, 2023	September 13, 2024	Rule 26(a)(2) Expert disclosures (subject and identity of experts) – parties bearing the burden of proof
June 29, 2023	September 27, 2024	Close of fact discovery
June 29, 2023	September 27, 2024	Rule 26(a)(2) Expert disclosures (subject and identity of experts) – counter disclosures
July 27, 2023	October 18, 2024	Rule 26(a)(2) Expert Reports – parties bearing burden of proof
September 28, 2023	December 9, 2024	Rule 26(a)(2) Expert Reports – counter reports
October 30, 2023	January 16, 2025	Last day for expert discovery
December 14, 2023	February 14, 2025	Deadline for filing dispositive or potentially dispositive motions including <i>Daubert</i> motions to exclude expert testimony
December 21, 2023	February 21, 2025	Evaluate case for settlement/ADR
March 22, 2024	April 28, 2025	Plaintiff's Rule 26(a)(3) pretrial disclosures
April 5, 2024	May 12, 2025	Defendant's Rule 26(a)(3) pretrial disclosures
April 19, 2024	May 19, 2025	Special Attorney Conference
May 13, 2024 at 3:00 pm	June 24, 2025	Final Pretrial Conference
June 3, 2024 at 8:30 am	July 14, 2025 at 8:30 am	Trial

All other provisions of the Scheduling Order, entered as ECF No. 25, the First Amended Scheduling order, entered as ECF No. 28, the Second Amended Scheduling Order, entered as ECF No. 35, and the Third Amended Scheduling Order, entered as ECF No. 90, not modified above shall remain the same. The parties have submitted herewith a proposed order granting the requested relief.

Respectfully submitted this 22 day of April, 2024.

Attorneys for Plaintiff Blendtec Inc.:

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